



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

OBLON SPIVAK MCCCELLAND MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA, VA 22314

**COPY MAILED**

**APR 28 2006**

**OFFICE OF PETITIONS**

In re Application of	:	
Naoki Matsunaga et al	:	
Application No. 10/532,104	:	DECISION ON PETITION
Filed: April 21, 2005	:	TO MAKE SPECIAL UNDER
Attorney Docket No. 271120US0PCT	:	37 C.F.R. § 1.102(d)
	:	

This is a decision on the petition under 37 CFR 1.102(d), filed on May 26, 2005, to make the above-identified application special based on developing treatments and cures for HIV/AIDS or cancer as set forth in M.P.E.P. § 708.02, Section X.

The petition is **GRANTED**.


A grantable petition to make an application special under 37 CFR 1.102(d) and MPEP § 708.02, Section X: Inventions Relating to HIV/AIDS or cancer, must be accompanied by (1) the petition fee under 37 CFR 1.17(h); and (2) a satisfactory statement explaining how the invention contributes to the diagnosis, treatment or prevention of HIV/AIDS or cancer.

The instant petition includes a statement explaining "How the Present Invention Relates to Treatment of Cancer, including a cancer common in HIV/AIDS patients." Petitioner states "the crystal of a salt according to the present invention is useful for the therapy of tumors, and Kaposi's sarcoma. Both of these are forms of cancer, with the latter, Kaposi's sarcoma, being a common form of cancer encountered by those afflicted with HIV/AIDS." Accordingly, the above-identified application has been accorded "special" status.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at 571-272-3210.

All other inquiries concerning either the examination or status of the application should be directed to the Technology Center.

The application is being forwarded to the Technology Center Art Unit 1625 for action in its regular turn.

  
Amelia Au  
Petitions Examiner  
Office of Petitions